



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JOHN H. SKERRITT

Conf. No.: **5306**

Appln. No.: **09/830,876**

Group Art Unit: **1641**

Filed: **July 20, 2001**

Examiner: **Nguyen, B.**

For: DETECTION OF PREHARVEST SPROUTING IN CEREAL GRAINS

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form which the Examiner may deem material to patentability of the claims of the above-identified application.

A copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed simultaneously along with the filing a Request for Continued Examination (RCE) under §1.114. Therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed

INFORMATION DISCLOSURE STATEMENT
U.S. Appln. No. 09/830,876

document as a competent reference against the claims of the present application.

Respectfully submitted,

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MODIFIED PTO/SB/08 A & B (06-03)

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| Substitute for Form 1449 A & B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i> | | | | <i>Complete if Known</i> | |
| | | | | Application Number | 09/830,876 |
| | | | | Confirmation Number | 5306 |
| | | | | Filing Date | July 20, 2001 |
| | | | | First Named Inventor | John H. SKERRITT |
| | | | | Art Unit | 1641 |
| | | | | Examiner Name | Nguyen, B. |
| | | | | Attorney Docket Number | Q-64066 |
| Sheet | 1 | of | 1 | | |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|-----------------------|-----------------|--------------------------------------|--------------------------------|---|
| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
| | | Number | Kind Code ² (if known) | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
|--------------------------|-----------------------|---------------------------|---------------------|---|--------------------------------|---|--------------------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Translation ⁶ |
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ <i>(if known)</i> | | | |
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| NON PATENT LITERATURE DOCUMENTS | | | |
|---------------------------------|-----------------------|--|--------------------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published. | Translation ⁶ |
| | | "Measurement of α -Amylase in Cereal Grains and Flours - Amylzyme Method", AACC Method 22-05 | |
| | | Skerrit et al, "Trials Show Pre-Harvest Quality Test Works Well in the Field", <i>Australian Grain</i> (Jun/Jul 1999) | |
| | | Dines, "Wheat Harvest Cheque \$40,000 Higher Thanks to Sprouting Tests", <i>Australian Grain</i> (Dec 1999) | |
| | | Ringlund, In: <i>Kruger and LaBerge</i> , Third International Symposium on Pre-Harvest Sprouting in Cereals", Westview Press, Boulder, CO, USA, pages 112-118 (1983) | |
| | | Meredith et al, In: <i>Advances in Cereal Science and Technology</i> , Volumn VII, American Association of Cereal Chemists, St. Paul, MN, pages 239-320 (1985) | |
| | | "Evaluation of WheatRite™ Test Kits for Sprouted Grain", Report prepared by James S. Psotka of the American Institute of Baking (Jan 2000) | |
| | | AACC Method 56-81B, "Determination of Falling Number" | |
| | | AACC Method 22-08, "Measurement of α -Amylase activity with the rapid visco-analyzer" | |
| | | AACC Method 22-10, "Measurement of α -Amylase activity with the amylograph" | |
| | | Hagberg, <i>Cereal Chem.</i> , 37:218-222 (1960) | |
| | | McCleary et al, <i>J. Cereal Sci.</i> , 6:237-251 (1987) | |
| | | AACC Method 22-02, "Measurement of α -Amylase in plant and microbial materials using the Ceralpha method" | |
| | | Skerrit et al, <i>Crop Sci.</i> , 40:742-756 (2000) | |
| | | NCBI Accession Nos. CAA33298 and CAA33299 | |
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|--------------------|-----------------|
| Examiner Signature | Date Considered |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.